

REQUEST AND AFFIDAVIT FOR A DRIVING SAFETY COURSE

Docket Number

STATE OF TEXAS

§

IN THE KILLEEN MUNICIPAL

VS

§

COURT OF RECORD

§

BELL COUNTY, TEXAS

(Name)

I hereby enter my appearance on the complaint of the offense of: _____ . I understand that I have a right to a jury trial.

(circle one)

I hereby waive my right to a jury trial, plead **(GUILTY)** // **(NO CONTEST)** and elect under Art. 45.0511, CCP, to take a driving safety course. I, _____, state under oath that on the date of my request for a driving safety course/motorcycle operator training course in the above numbered cause that I was not taking such a course nor had I completed one within the 12 months preceding the date of my current offense that is not shown on my driving record as maintained by the Texas Department of Public Safety (or as maintained by the state that issued my driver's license—active military duty personnel only).

I understand that I must present to the court the following:

1. a valid Texas driver's license or permit; or proof that I am a member, or the spouse or dependent child of a member, of the United States military forces serving on active duty
2. proof of financial responsibility pursuant to Chapter 601, Transportation Code (automobile liability insurance);
3. Court cost and administrative fee must be paid at the time of the request in the amount of:
 - a. Violations that occur on and after January 1, 2014: \$114.10 or if the offense occurred in a school zone \$139.10.
 - b. Violations that occur on and prior to December 31, 2013: \$112.10 or if the offense occurred in a school zone \$137.10.

I UNDERSTAND THAT I MUST,

1. submit a uniform certificate of course completion of a driving safety course or motorcycle operator training course (as applicable) as approved by the Texas Education Agency or a verification of course completion of a motorcycle operator course as evidence that I have completed such a course (a list of approved classes can be located at <http://www5.escl3.net/drivers/courses-directory-driving-safety.html>; and
2. submit a copy of my driving record as maintained by the Texas Department of Public Safety that would reflect completion of a driver's safety course within the past 12 months preceding the date of this offense (type 3A). **The driving record must be requested online, or in writing at: Texas Department of Public Safety/Driver Records Bureau, PO Box 149246, Austin, TX 78714 or www.txdps.state.tx.us/driverlicense. If assistance is needed to obtain a driving record, call the DPS at 512-424-2032.**
3. submit this sworn affidavit (if request was made by mail).

I UNDERSTAND THAT:

1. **if I comply** with the court order granting the taking of a driving safety/motorcycle operator course and submit all the required evidence as ordered, the court will dismiss this case and report to the Texas Department of Public Safety the date that the course was completed for inclusion on my driving record;
2. **failure to comply** with these guidelines will result in a mandatory show cause hearing at which time I will be required to show cause why the evidence was not timely submitted to the Court;
3. failure to appear at the show cause hearing may result in a judgment being entered against me and that I will be required to pay the fine and any additional costs required by law. Further, a warrant may be issued for my arrest.

I ATTEST THAT I HAVE READ THIS DOCUMENT AND THAT THE AFFIDAVIT CONTAINED IN THIS DOCUMENT IS TRUE AND CORRECT:

Defendant signature

Date

Sworn and Subscribed before me, the undersigned authority on this the ____ day of _____, 20__.



(Court Clerk) (Deputy Court Clerk) (Notary)